

FINAL

Advisory Committee on Juvenile Justice
(Formerly the Virginia Juvenile Justice and Delinquency Prevention Advisory Committee)

Meeting Minutes
February 14, 2003
Approved April 30, 2003

A meeting of the Virginia Juvenile Justice and Delinquency Prevention Advisory Committee was held on Friday, February 14, 2003, at the James River Detention Center.

Members Present

Henry N. Azais
Pamela Fitzgerald Cooper, Proxy for Dr. Reinhard
Dr. Lissa Power-deFur, Proxy for Dr. DeMary
Lloyd C. Dunnavant
Michael Farley
Russell B. Foot
Lynette Greenfield, Proxy for Jerrauld Jones
Iris B. Jessie
Dr. Jay W. Malcan
Ty F. Parr
Daniel L. Plaugher
Patrick Henry Sweet, III
Wayne Thomas
The Honorable Sharon Breeden Will
Justin Wilson

Members Not Present

Guy E. Cousins
Aaron S. Foldenaur
The Honorable Mary K. Hill
The Honorable Janet D. Howell
Susan C. Laughrun
The Honorable Robert J. McCabe
The Honorable Robert F. McDonnell
Chief Dennis A. Mook
Cathleen Newbanks, Proxy for Maurice A. Jones
Robert E. Shepherd, Jr.

Guests Present

Captain Thomas E. Bennett
Mr. George T. Drumright, Jr., Chair, James River Juvenile Detention Commission

DCJS Staff Present

Nancy Bacot
Dr. Aura Hanna
Laureen Hyman
Dr. James Hodgson
Laurel Marks
Ursula Murdaugh

I. Call to Order, Review and Approval of Minutes

The meeting was called to order. Lloyd C. Dunnavant chaired this portion of the meeting. He welcomed members and requested that Committee members and staff formally introduce themselves.

Laurel Marks gave a brief summary of the reorganization that had occurred at DCJS. A new level of management was created to include the Division of Standards and Training as well as the Division of Programs and Services. Fran Ecker is the new Division Director of Programs and Services and will now oversee Juvenile Services, Adult Corrections, Victims Services, and Crime Prevention and Law Enforcement. Laurel Marks is the Interim Section Chief of Juvenile Services. These positions were effective January 1, 2003.

Mr. Dunnivant asked if there were any comments, additions or deletions to be made to the minutes from the October 7-8, 2002, meeting of the JJDPAC. Hearing none, a motion was made and seconded that the minutes be approved as written. The motion passed unanimously.

II. Election of Officers/Report of Nominations Committee – Dr. Lissa Power-deFur

Dr. Lissa Power-deFur thanked Patrick Sweet and Ty Parr for their assistance. The rules for the position of the Chair specify that the Chair may not be an employee of any government entity. Dr. Power-deFur motioned that Lloyd Dunnivant be appointed Chair, and Wayne Thomas be appointed Vice-Chair. The motion was seconded by Justin Wilson. The motion was passed unanimously.

III. Juvenile Services Section Report – Laurel Marks

Laurel Marks noted additional staffing changes within the Juvenile Services Section: Laureen Hyman is now part of the Juvenile Services Section and the recruiting process for the Compliance Monitor position which Addie Williams previously held is underway. It is hoped that a replacement will be found soon.

JAIBG Oversight/Committee Name Change – Laurel Marks

In the past there has been a separate advisory group called the Juvenile Crime Enforcement Coalition overseeing the Juvenile Accountability Incentive Block Grants (JAIBG). The JJDP Advisory Committee oversaw Title V and Title II. The funding systems are usually thought of as a continuum, with Title V being the early end, Title II the middle, and JAIBG as the deep end of the juvenile justice system (for the chronic, serious violent offenders). The Director of DCJS is now asking that the JJDP Advisory Committee oversee JAIBG as well. This will allow for a more seamless plan and would offer better staff support. Also, the JAIBG Program was finally authorized by Congress this past fall. This change would require a separate subcommittee as we have now for Title V and Title II. A motion was made by Dr. Lissa Power-deFur to accept this change and was seconded and passed unanimously.

Laurel Marks recommended that the name of the committee be changed to the “Advisory Committee on Juvenile Justice” to reflect the nomenclature in the Code of Virginia. The committee agreed unanimously.

JAIBG Overview – Jim Hodgson and Ursula Murdaugh

Jim Hodgson and Ursula Murdaugh provided an overview of the JAIBG Program.

Concept Papers Received

A handout was distributed showing the locality and state agencies that submitted concept papers for Title V, Title II and JAIBG funding. Concept papers were received from:

Title V - Replication of a Model Delinquency Prevention Program

Colonial Heights, Hampton, Isle of Wight, James City, Newport News, Portsmouth, Prince William, Richmond, Staunton, Virginia Beach, Williamsburg

Title II - Bedford, Danville, Henrico, Isle of Wight, Lynchburg, Loudoun, Montgomery, Staunton, Virginia Beach, York

JAIBG

Amherst County CPMT, Isle of Wight County, Lonesome Pine Office on Youth, Fluvanna County, Campbell County, Shenandoah Valley Juvenile Center, Rockingham County, Augusta County, Rockbridge County, Cities of Harrisonburg, Staunton, Waynesboro and Lexington, Piedmont Regional Juvenile Detention Center, Dinwiddie County, VCU-Partnership for People with Disabilities, Central Shenandoah Valley Office on Youth, and the New River Valley Juvenile Detention Home.

One-Time Special Fund Grants (JAIBG)– Jim Hodgson and Ursula Murdaugh

A sum of approximately \$150,000 in JAIBG funds exists which will need to be returned to OJJDP if not obligated and expended by October 12, 2003. Jim Hodgson proposed that the committee recommend a grant in this amount to DCJS which would in turn make awards on a competitive basis of up to \$10,000 each to localities and state agencies. This strategy has proven successful and quite popular in the past.

Judge Sharon Breeden Will made a motion for approval of the \$10,000 one-time grants to be used in 90 days (from July 1-September 30), that the locality or agency may make more than application, and that the locality be allowed broad-based use of the money for things such as: education, drug testing, and a vehicle. The motion was approved unanimously.

One-Time Special Fund Grants (Title II) – Nancy Bacot

A sum of approximately \$300,000 may exist which will need to be returned to OJJDP if not obligated and expended by September 30, 2003. Localities and units of local government may apply for up to \$10,000 per grant and state agencies may apply for \$25,000.

Nancy Bacot proposed a similar strategy to the JAIBG one-time strategy whereby Judge Will made a motion for approval of the \$10,000 to locality, \$25,000 to state agency. More than one application can be made from a locality or state agency. Motion passed unanimously.

Justin Wilson made a motion that one ad hoc subcommittee be convened to review JAIBG and Title II One-time applications. The motion was seconded and passed unanimously.

IV. Compliance Report - Laurel Marks

Laurel Marks gave a brief overview of Virginia's compliance status and acknowledged that the localities must be in compliance with the JJDP act to apply for Title V and Title II funds. The most recent report submitted to OJJDP is the report on which eligibility for Title V purposes is determined. All localities are in compliance based on that report.

DCJS has provided technical assistance to one locality whose judge was expressing frustration over the lack of options for runaways. That locality was invited to submit a concept paper for funds to assist them in remaining in compliance with the Deinstitutionalization of Status Offenders core requirement.

V. Legislative Session Highlights

A handout had been prepared by Bob Shepherd and was distributed to the committee. The handout included information on bills that have not passed but were introduced into legislation this year.

VI. JJDP Reauthorization – Laurel Marks

Laurel Marks informed the group that the JJDP Act was reauthorized. Core protections and core requirements were retained. Disproportionate Minority Confinement has been expanded and was changed to Disproportionate Minority Contact to look at the entire juvenile justice system and not just confinement. If the state has been out of compliance with one of the 4 core requirements, 25% of the formula grant funds could have been withheld with the remaining funds being used to get back into compliance. A new change: if a state fails to comply with a core requirement, they will have 20% of their formula grants withheld and must use 50% of the remaining award to come back into compliance.

Title V program has been retained. A new delinquency prevention block grant incorporates a number of funding streams. Challenge has been consolidated into the new block grant program. Details have not yet been received about this prevention block grant.

State Advisory groups have been retained which had been uncertain in different versions of the Act. The JAIBG group has been authorized and will now be the Juvenile Accountability Block Grant (JABG) as the title removes the word "incentive".

We are waiting for our application that is typically due at the end of March. Changes that had been discussed will be delayed until the 04 cycle. This means we may be operating under the previous application guidance we have used in the past.

VII. Problem Statements - Aura Hanna

Aura Hanna reviewed the nine problem statements which are proposed for inclusion in the 2003-2005 Three Year Plan. These are:

- 1) Young Juvenile Offenders,
- 2) Number of Children in Secure Detention for Probation and Parole Violations,
- 3) Legal Representation of Juveniles,
- 4) Disproportionate Minority Representation,
- 5) Mental Health Needs of Juvenile Offenders,
- 6) Number of Children in Secure Detention,
- 7) Access to Services for Juveniles in Rural Areas,
- 8) Truancy,
- 9) Sex Offenders.

A handout was distributed with the nine complete problem statements.

Patrick Sweet made a motion that substance abuse be added to problem areas 5 and 7. The motion was seconded and passed.

A motion was made and approved unanimously that substance abuse be added to Problem Area 1 and that the addition of substance abuse to other areas would be left to the discretion of the staff. The motion was seconded and passed.

Judge Sharon Breeden Will made a motion approving the Problem Statements for the three year plan with amendments as noted. The motion was unanimously approved.

VIII. Advisory Committee Member Activity Reports

Hank Azais reported on a presentation he made to the court service unit directors regarding the Hispanic community.

Lynette Greenfield informed the group that DJJ has issued a juvenile Data Resource Guide. The guide has both statewide data and locality-specific data at the intake, detention, and JCC stages. Recidivism data are also included. All committee members will be receiving this report soon. Distribution of the report is as follows: every Juvenile Court Judge gets one copy, every CSU gets three, Detention Home Superintendents get three, JCCs get three, DCJS gets fifteen, DJJs across the U. S. get one, Federal agencies get one, CAs and Public Defenders get one. Lynette Greenfield is available to give presentations on the Resource Guide.

Pam Fitzgerald Cooper pointed out that in House Document #9, *Collection of Evidence-Based Treatment Modalities for Children and Adolescents with Mental Health Treatment Needs*, there are alternative treatments that don't have enough research related to them. The recommendation of the workgroup was that the Commission on Youth would continue an update of this kind of document and what is happening in Virginia in the future. She also pointed out that they are looking at a plan and policy to provide and improve access by children and adolescents to MHMRSA services and one component is to look at the plan and how to get these needs met. They have strategies right now, but would like to provide an update and maybe a draft to review to the committee soon.

Dr. Lissa Power-deFur voiced her concern that one of the things being cut from the education budget is the drop out prevention program.

Hank Azais spoke of the coalition for fair access to driver's licenses. The Hispanic community is upset that the process is so difficult for all, from all groups, including foreigners and elderly disabled.

IX. Distribution of 2001 JJDP Advisory Committee Annual Report

Aura Hanna distributed the 2001 JJDP Advisory Committee Annual Report. It is also available on the website at <http://www.dcjs.org/juvenile/resources/JJDPAnnualReport2001.pdf>.

X. Adjourn Business Meeting

Motion was made for the meeting to adjourn at 1:46.

XI. Title V and Title II Subcommittee Meetings